

*"The Board is in the business  
of consumer protection,  
education &  
communication."*

# BBS News

**CALIFORNIA BOARD OF BEHAVIORAL SCIENCES**  
*Winter 2005 - Issue No. 13*

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Looking for a past  
issue of the *BBS  
News*? Check out the  
Board's Web site at  
[www.bbs.ca.gov](http://www.bbs.ca.gov)  
under "Forms and  
Publications."

## Board Appoints New Executive Officer

After much deliberation, the Board of Behavioral Sciences has appointed Paul Riches as the new Executive Officer. Mr. Riches began his appointment on November 1, 2004. He has an extensive background in the legislative and regulatory processes, including his recent position as Chief of Legislation for the Board of Pharmacy. His breadth of experience includes working with or for the Legislature, Department of Consumer Affairs agencies and professional associations with a focus on health care policy. Mr. Riches has a master's degree in Political Science from the University of California Santa Barbara.



The Board also wishes to express their tremendous appreciation to Denise Johnson, Assistant Executive Officer, who stepped in as Interim Executive Officer after Sherry Mehl's departure from the BBS in June. Ms. Johnson ably handled the transition period, and the Board is very grateful for her long-standing loyalty, and vital contributions to the Board and its mission.

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## Sherry Mehl - DCA's Chief Deputy Director

On June 2, 2004, Sherry Mehl was appointed the new Chief Deputy Director of the Department of Consumers Affairs (DCA). Sherry was previously the Board's Executive Officer for nine and a half years and was the Executive Officer for the Acupuncture Committee for two-and-a-half years. Ms. Mehl also served on the Santa Cruz County Board of Supervisors from 1986 to 1991.

Ms. Mehl's commitment to the consumers of California will continue in her new role as a key member of the department's management team. Her extensive knowledge and experience in administration, personnel, budget management, and the state's legislative process will be a major asset in DCA's mission.

We wish to express our heartfelt appreciation to Ms. Mehl for the outstanding contribution she made during her years of service as the Board's Executive Officer. She will be greatly missed.

## BBS Undergoing Sunset Review

California law requires that certain state agencies, including professional regulatory boards, go through what is known as a “sunset review” process every four to six years. The primary goal of the Joint Committee on Boards, Commissions and Consumer Protection (formerly the Joint Legislative Sunset Review Committee) is to systematically examine and evaluate all boards and commissions. During the review process, the committee evaluates each agency and determines whether the agency is necessary to protect the public’s health, safety, and welfare.

This year, the Board of Behavioral Sciences is undergoing sunset review. In September 2004, the Board submitted its Sunset Review Report to the Joint Committee and to the Department of Consumer Affairs (DCA). The report included:

- various statistical data from the last four fiscal years
- background information and overview of the Board’s current regulatory program
- major changes since the Board’s last sunset review
- revenue and expenditure history
- licensure requirements
- enforcement activity
- consumer outreach
- use of the internet

In January 2005, the Joint Committee will hear testimony from interested parties during the sunset review hearings. Recommendations from the Joint Committee will be released following the hearings. The Joint Committee will report its recommendations regarding the Board to the DCA. DCA will then submit its findings and recommendations, which incorporate the findings and recommendations from the Joint Committee, to the Legislature. DCA’s report will include whether the Board should be terminated, continued or re-established.

If the Joint Committee or DCA deems it advisable, the report will include proposed bills to carry out its recommendations. It is anticipated that the Legislature will make the outcome of the Board’s review process public in the Spring 2005, and will forward legislation to continue the Board at that time.

A copy of the Board’s Sunset Review Report can be downloaded from our Web site at [www.bbs.ca.gov](http://www.bbs.ca.gov) - under “Forms and Publications”.

***The Mission of the Board is to protect the consumer by establishing and maintaining standards for competent and ethical behavior by the professionals under its jurisdiction.***

## How the CPR Impacts the BBS

On August 3, 2004, the California Performance Review (CPR) released its report to the Governor on reforming California Government. In the report, it was recommended that the Board of Behavioral Sciences (BBS) retain its current form and relocate into a newly created Department of Health and Human Services.

However, on January 5, 2005 in his State of the State Address, Governor Arnold Schwarzenegger announced a more extensive reorganization plan. Under this plan, 279 appointed board member positions (including the BBS) within the Department of Consumer Affairs would be eliminated effective July 1, 2005, unless disapproved by the Legislature. The affected boards’ existing oversight and regulatory functions for various businesses and professions would continue to occur and be carried out by existing board staff under the supervision of the Director of the Department of Consumer Affairs.

The Governor sent two proposals for implementing this reorganization of state government to the Little Hoover Commission on January 6, 2005. The Little Hoover Commission has 60 days to review the Governor’s reorganization plans and submit its report to the Legislature. The Governor can submit the plans to the Legislature himself 30 days following its submission to the Little Hoover Commission. If neither house of the Legislature votes down the plan within 60 days of its submission to the Legislature, the reorganization becomes operational by law.

The plans are available on the Little Hoover Commission Web site at [www.lhc.ca.gov](http://www.lhc.ca.gov). The documents and full text of the California Performance Review recommendations are also available on the California Performance Review Web site at [www.cpr.ca.gov](http://www.cpr.ca.gov).

### Board Meeting Calendar



February 17-18, 2005 - San Diego

May 19-20, 2005 - Sacramento

August 18-19, 2005 - Burbank area

November 17-18, 2005 - Bay Area

Attendance at Board meetings is encouraged and welcomed! Meetings are open to the public unless otherwise noted. Dates and locations are tentative and subject to change. Check our Web site at [www.bbs.ca.gov](http://www.bbs.ca.gov) for any date changes. Board and Committee Minutes are also available on our Web site.

## Regulation Update

### Alcoholism and Other Chemical Substance Dependency Training:

Effective August 1, 2004, Section 1810 was amended to allow local, county, state or federal governmental entities, licensed health facilities, and continuing education providers approved by the Board to offer the training required of those applying for licensure as a Marriage and Family Therapist with education and/or licensure in another state and applicants for licensure as a Licensed Clinical Social Worker with education in state and education and/or licensure in another state.

### MFT and LCSW Examination

**Process:** Effective August 22, 2004, the following sections were amended to conform Board regulations to statutory changes enacted by Senate Bill 363 (Chapter 874, Statutes of 2003). These changes provided the authority for the Board to eliminate the oral examinations and add the written clinical vignette examinations.

a) Repeal Section 1815. This section was related to the oral examination appeals process.

b) Amend Section 1816.2. The amendments:

- Replace references to “marriage, family and child counselor” with “marriage and family therapist.”
- Specify the examination and re-examination fees for the MFT and LCSW standard written examination and the written clinical vignette examination.
- Eliminate the fees for the MFT and LCSW oral examination and re-examination.

c) Amend Section 1816.3. The amendments:

- Eliminate the oral examination appeal fees.
- Clarify the rescoring fees for any MFT or LCSW written examination.
- Replace the reference to “marriage, family, and child counselor” with “marriage and family therapist.”

e) Adopt Section 1829. This section specifies the subject matter to be tested in both the MFT standard written examination and the MFT written clinical vignette examination.

f) Amend Section 1833.3. The amendments eliminate the reference to the terms “written or oral” examination and clarify that the re-examination timeframes apply to any MFT examination.

g) Amend Section 1877. This section specifies the subject matter to be tested in both the LCSW standard written examination and the LCSW written clinical vignette examination.



## Legislation Update

The following legislation will become effective January 1, 2005.

**Senate Bill 136 (Figueroa)** - This bill:

- Requires candidates for licensure as a marriage and family therapist or licensed clinical social worker pass a written clinical vignette examination.
- Establishes the fees associated with the clinical vignette examinations.
- Permits the Board the authority to adjust examination fees to match the costs of providing each examination.

**Senate Bill 598 (Machado)** - This bill permits health care providers, health care service plans or contractors to release medical information relating to a patient's participation in outpatient treatment with a psychotherapist to other health care providers, plans or professionals without obtaining a previously mandated and specified written request if the release is made for the purpose of diagnosis or treatment of the patient.

**Senate Bill 1913 (Senate Business and Professions Committee)** - This bill :

- Clarifies the aging and long-term care continuing education requirement for 2004 graduates is the first renewal period after 2005. This new CE requirement will be counted towards the total 36-hour CE requirement for renewal.
- Identifies the correct fee charged for registration as an Associate Clinical Social Worker.
- Corrects references to the process performed by the Council on Social Work Education by deleting “approved” and replacing with “accredited”.
- Establishes criteria for acceptance of an MSW degree obtained outside the United States.
- Deletes unnecessary language regarding acceptance of experience and out of state experience.

**Assembly Bill 2182 (Koretz)** - This bill allows MFT Interns and ASWs to treat a minor 12 years of age or older for drug and alcohol problems when working in a supervised setting.

**Assembly Bill 2552 (Leno)** - This bill adds clarification to the marriage and family therapist (MFT) scope of practice by providing references to sections of law that specify that MFTs are trained, educated, and able to diagnose mental disorders. In addition, this bill deletes the authority for a psychiatrist to supervise an intern, and authorizes a supervisor to arrange for alternative supervision of an intern during the supervisor's vacation or sick leave if certain requirements are met.

This bill also prohibits continued employment as an unlicensed MFT intern after six years unless the intern applies for and obtains new intern registration status with the Board after meeting any educational requirements in effect at the time of the application.

## Continuing Education Update

MFTs and LCSWs are required to complete various continuing education (CE) requirements. The following information is provided to assist licensees in planning completion of their CE courses.

### One-Time Course Requirements

#### 1. Spousal/Partner Abuse

For renewals that expire after January 1, 2005, licensees must complete a one-time seven-hour course in spousal/partner abuse assessment, detection, and intervention strategies including community resources, cultural factors, and same gender abuse dynamics.

#### 2. Substance Abuse

This is a one-time seven-hour requirement *for those licensees who started graduate studies prior to January 1, 1986*. This requirement went into effect January 1, 1999, and most licensees fulfilled this requirement with their 1999 and 2000 renewal.

#### 3. HIV/AIDS

This is a one-time seven-hour requirement due with your first renewal. This course must cover the characteristics and method of assessment and treatment of people living with HIV and AIDS.

#### 4. Aging and Long Term Care

For renewals that expire after January 1, 2005, *those licensees who began graduate study prior to January 1, 2004*, licensees must complete a one-time three-hour course in aging and long-term care. The course could include, but is not limited to, the biological, social, and psychological aspects of aging.

Equivalent coursework, teaching or practice experience may be substituted for the requirements listed above. However, coursework taken outside your renewal period and all practice experience will not count as CE hours. If you have taken one of the courses listed above at any time in the past, or have practice experience, you do not have to take the course. The requirement is not “waived” and you do not need to apply for or petition for a waiver or exemption. If you are audited, you may be asked to provide certificates, transcripts or a certification from your employer of your experience in the area of the requirement.

### Ongoing Course Requirement

#### Law and Ethics

As of January 1, 2004, all licensees must complete no less than six hours of continuing education in the subject of Law & Ethics for each renewal.

### Additional CE Information

#### **Course Approval**

The Board approves Continuing Education (CE) Providers not individual courses. A list of CE providers is available on the Board’s Web site under “Forms and Publications”. When contacting a CE provider, make sure to verify they have a valid PCE number when scheduling your course. If the provider has a valid PCE number, they have been approved by the Board and can provide courses that are within your scope of practice.

#### **Online/Interactive CE vs. Self- Study**

As of February 1, 2003 a regulation amendment changed the definition of a CE course. Section 1887 allows licensees the convenience of obtaining all 36 hours of required CE through interactive, electronic means and allows CE providers the opportunity to offer all trainings from another location by way of audiovisual means.

A maximum of 12 hours are allowed for “self-study” courses.

The way a course is submitted after it is completed determines whether it can be counted as self-study or through Online/Interactive means. If you complete the course electronically, and submit the results electronically, the hours can be considered as regular CE. However, if you submit the completed course to the provider through the mail, these hours are considered self-study.

#### *PLEASE REMEMBER:*

*Do not send CE Certificates to the Board unless you are specifically requested to do so.*



## BBS Fiscal Year Statistics

The BBS is one of 27 boards, committees, and commissions within the California Department of Consumer Affairs. The BBS summarized its activities for the 2003 - 2004 fiscal year and presented this information to the Department for inclusion in its annual report to the legislature. A summary of the statistics are provided below.

### 2003 - 2004 Fiscal Year Summary Statistics

Item	Number
<i>Licensing Activity</i>	
Applications Received	6,279
Licenses / Registrations Issued	5,305
Licenses / Registrations Renewed	32,877
Total Active Licenses / Registrations	59,242
Total Inactive Licenses / Registrations	14,677
CE Providers	2,204
CE Audits Conducted	325
Approved / Accredited Schools	75
<i>Examination Activity</i>	
Exams Scheduled	6,292
<i>Enforcement Program Activity</i>	
Complaints Received	943
Complaints Closed	891
Complaints Pending	172
Accusations Filed	22
Statement of Issues Filed	4
Citations Issued	19
<i>Administrative Outcomes</i>	
Revocation	10
Surrender of License	7
Probation with Suspension	1
Suspension Only	0
Probation Only	5
Public Reprimand	0

### BBS Services Phone Directory

#### Board Office



(916) 445-4933

The phone numbers for each of the service areas listed below are the same as the main number, however the extensions are different.

<u>General</u>	<u>Extension No.</u>
Address or Name Changes	1113
Certifications & Deferments	1025
CE, CE Providers, MFT Referral Services	1008
License Status / Verification	1009
Renewals	1322
Request Applications, Forms, Laws & Regulations	1800

#### Examination Program

Initial Licenses	1113
Special Accommodations	1242
Subject Matter Experts (SME), workshops	1009

#### Licensing Program

ASW Evaluator	1030
LCSW Evaluator	1005
LEP Evaluator	1025
MFT Intern Evaluator	1121
MFT Evaluator (A-K)	1122
MFT Evaluator (L-Z)	1124

#### Enforcement Program

Complaint Form & Information	1241
Disciplinary Hot Sheets	1015
Probation Monitor	1014

BBS Web site	<a href="http://www.bbs.ca.gov">http://www.bbs.ca.gov</a>
BBS WebMaster email	BBSWebMaster@bbs.ca.gov

### BBS Licensee / Registrant Statistics\*

Licensed Clinical Social Workers	16,016
Licensed Educational Psychologists	1,720
Marriage and Family Therapists	27,098
Associate Clinical Social Workers	6,084
MFT Interns	9,287
Continuing Education Providers	2,220
MFT Referral Services	23
	<hr/>
Total:	62,448

\* This reflects the number of valid licensees and registrants with the Board as of December 1, 2004

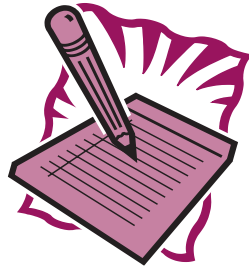
## *Pending Regulations*

**Disciplinary Guidelines:** This proposal will amend Section 1888 of Article 1, Title 16 of Division 18, of the California Code of Regulations to amend the Board's Disciplinary Guidelines. The proposed amendments will create clarity, efficiency, consistency, and thoroughness in the guidelines. The Notice, Proposed Language, Disciplinary Guidelines document, and Initial Statement of Reasons are available in Adobe Acrobat on the Board's Web site at [www.bbs.ca.gov](http://www.bbs.ca.gov) - "Laws & Regulations".

## *Examination Information*

### **Written Examination**

All written examinations for Licensed Clinical Social Worker, Licensed Educational Psychologist, and Marriage and Family Therapist are administered on a continuous basis, six days per week at most test sites.



### **First-Time Candidates:**

Allow a maximum of 90 days for processing your application. LCSW and MFT candidates may immediately apply to take the Written Clinical Vignette examination after passing the Standard Written examination. Allow three weeks for processing your Request for Examination (Written Clinical Vignette) to receive your notice of eligibility.

### **Re-Examinees:**

Candidates will be notified of eligibility to re-take an examination 160 to 180 days following the candidate's most recent examination date, provided they have submitted the re-examination application and fee.

Note: Registered Interns, Associates and applicants who have completed the required amount of supervised experience or who are in the examination process must continue to receive one hour of individual or two hours of group supervision per week until licensed (B&P Code sections 4980.43(b), 4996.20(b), 4996.21(b)(3) and 4996.23(h).

## *Important Notice to Candidates*

The Board has received official notice that Exporior Assessments has been acquired by **Thomson Prometric**. We have been assured that all services will be provided as usual except for the change in name. The phones are now being answered as "Thomson Prometric." Candidate handbooks will continue to reflect the name "Exporior Assessments" until they are updated in early 2005.

Due to Thomson Prometric's high client volume, it is essential that Board candidates contact Thomson Prometric a minimum of 60 days BEFORE their eligibility expires to schedule their examination. Candidates with testing accommodations should allow an additional 30 days.

Candidates eligible for re-examination must allow an additional three weeks for the Board to process the Request for Re-Examination form and to receive notification of eligibility.

The Board will not grant extensions to candidates who are unable to obtain a date to take the examination prior to the eligibility expiration date because Thomson Prometric's schedule is full. Candidates can find the eligibility expiration date printed on the label affixed to the examination handbook.

## *Policy of Nondiscrimination on the Basis of Disability and Equal Employment Opportunity Statement*

The Board of Behavioral Sciences does not discriminate on the basis of disability in employment or in the admission and access to its programs or activities.

The Executive Officer of the Board has been designated to coordinate and carry out this agency's compliance with the nondiscrimination requirements of Title II of the Americans with Disabilities Act (ADA).

Information concerning the provisions of the ADA, and the rights provided thereunder, are available from the ADA Coordinator.

## FAQ's - Clinical Vignette Exam

### **Why does the Board implement “new versions” of the examination? What is a new version?**

A new examination version simply means that a change of questions is taking place. This allows candidates who are retaking the examination to be presented with different questions. A new examination version is NOT a change of format, length, or time frame. A change of examination version takes place approximately every six months.

### **Why do I have to wait 160 days between exam attempts?**

A 160-day waiting period is required between examination attempts because it assures that candidates will take a different version of the examination. Additionally, it provides for equality between candidates regarding the waiting period.

### **Why aren't there multiple versions of the examination in place at once so that I can retake the exam sooner?**

In order to present the candidate with quality examinations, and to ensure consumer protection, the Board cannot rush the examination development process. This process takes time, the involvement of numerous professionals, and a great amount of review work.

### **Will the Board be expanding the examination in any way?**

At some point in 2005, the Board hopes to add 10 pre-test (experimental) questions to the examination. When that occurs, an additional 30 minutes will be added to the examination.

### **Why can't I view the vignette on the same screen as the question and possible answers?**

Exporior's software does not currently have the capability to display all three at once. Should the vignette, question, and possible answers be viewable on the screen at the same time, the font size would be reduced considerably.

### **What determines the passing score for these exams?**

The passing scores are determined by licensees, also known as subject matter experts (SMEs), under the guidance of the Office of Examination Resources (OER). The Board of Behavioral Sciences selects SMEs who are in good standing, work in different specialties, geographical areas, and have varying levels of experience.

The SMEs use a criterion reference methodology. To accomplish this, the SMEs review the board's prerequisites for a candidate to sit for the examination. The SMEs then discuss the concept of minimal competency and identify actions the minimally competent candidate would take in clinical situations. The SMEs use this criterion, or standard, to make a determination of how difficult each test item would be for the minimally competent candidate to answer correctly.

OER staff provide several sample clinical vignettes for the SMEs to rate in order to calibrate the SME's ratings. After the SME's ratings are calibrated, the SMEs then rate each item in the examination. SMEs are encouraged to discuss their rationale for each of their ratings. The SMEs are also given the opportunity to change their ratings based on the group discussion. The passing score is calculated by taking the grand mean of the SME's ratings across the 30 items.

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## LCSW Occupational Analysis Update

The Board is currently conducting an occupational analysis of the Licensed Clinical Social Worker (LCSW) profession. An occupational analysis allows the Board to identify the knowledge, skills, and abilities required for current LCSW practice. The analysis is expected to be complete in early 2005. The results will determine the subject matter to be included in the LCSW examinations. An occupational analysis was last performed for LCSWs in 1998.

The process began with interviews of LCSWs throughout California who work in different types of settings. The purpose of the interviews was to begin to document the current tasks performed in practice and the knowledge required to perform those tasks. This information was refined during workshops with LCSWs, and then incorporated into a questionnaire.

The occupational analysis questionnaire was mailed to a representative sample of LCSWs throughout California. The questionnaire asked LCSWs to rate the importance of, for example, each task and knowledge area related to his or her own practice.

The resultant data is currently being analyzed by testing professionals and LCSWs to identify needed changes to the examination program. Changes will include a new examination outline, which is the “blueprint” for the examinations, containing a list of subject matter areas and their weighting. All questions in an examination are linked to the examination outline, and a new examination outline will result in new examination questions.

Changes to the LCSW examination are expected in December 2005. The changes will not impact the format of the examinations. Updates regarding the examinations will be posted to the Board's Web site. New candidate handbooks reflecting the updates will be posted to the Web site in Fall 2005.

## Administrative Actions (1/1/04 THROUGH QUARTER ENDING 9/30/04)

The status of the following administrative actions were updated as of January 5, 2005. These decisions may be subject to judicial review. For current information, please contact the Board office directly.



**ALGHORANI, AHMAD MAHER**  
**ASW 9307, Riverside, CA**

*Grounds for Discipline:* Unprofessional conduct; conviction of a substantially related crime. *Disposition:* By Default, registration revoked. Effective 5/24/04.

**ALIFANO, RANDALL BARRY**  
**MFC 21143, Berkeley, CA**

*Alleged Grounds for Discipline:* The Accusation alleged four grounds for discipline: inappropriate sexual contact with patient, failure to maintain proper boundaries with patient, exploitation of patient's trust and intentionally or recklessly causing harm to patient. *Disposition:* By Stipulation, license voluntarily surrendered. Should respondent ever apply or reapply for a new license or certification of a license, by the Board or any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation MF-2000-48 which were found to be true by Judge Walker in his proposed decision shall be deemed to be true, correct, and admitted by respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure. If respondent applies for a new license, respondent shall pay cost recovery of \$15,000.00, prior to issuance of a new license. Effective 2/19/04.

**BOURNE, THOMAS A**  
**IMF 36408, Oakland, CA**

*Grounds for Discipline:* Unprofessional conduct; conviction of a substantially related crime; administering to himself any alcoholic beverage to the extent, or in a manner, as to be dangerous to oneself or to the public. *Disposition:* By Decision, registration revoked. Effective 3/10/04.

**DANAHER, JOHN B.G.**  
**IMF 38999, Santa Ana, CA**

*Alleged Grounds for Discipline:* The Accusation alleged three causes for discipline: gross negligence, intentionally or recklessly causing emotional harm to client, and sexual misconduct. *Disposition:* By Stipulation, registration voluntarily surrendered. Respondent may not reapply for registration or apply for any other registration or license issued by the Board until after a period of at least three years from the effective date of the decision. If respondent ever applies for licensure or reapplies for an internship registration in the State of California, the Board shall treat his application as a new application. None of the hours of supervised experience gained under the surrendered under the Intern Registration number shall be considered in the new application. Effective 1/5/04.

**FIGMAN, HOWARD KETIH**  
**MFC 16842, San Diego, CA**

*Alleged Grounds for Discipline:* The Accusation alleged unprofessional conduct, conviction of a substantially related crime and use of an alcoholic beverage in a manner dangerous to himself or to the public. Respondent agreed that the charges and allegations, if proven at a hearing, constitute cause for imposing discipline. *Disposition:* By Stipulation, license revoked, revocation stayed, with four years' probation. Terms and conditions include successful completion of law and ethics coursework; psychological evaluation; supervised practice; psychotherapy; successful completion of three semester units in alcohol and drug abuse coursework; rehabilitation program; abstain from use of controlled substances and alcohol; submit to biological fluid testing and samples; cost recovery of \$1,120.00. Effective 2/12/04.

**GINSBURG, YAACOV MICHYOYL**  
**IMF 35418, Los Angeles, CA**

*Grounds for Discipline:* Unprofessional conduct; conviction of a substantially related crime. *Disposition:* By Decision, registration revoked. Respondent shall pay cost recovery of \$1,758.75. Effective 2/11/04.

**HATJES, GUST L.**  
**MFC 20095, San Jose, CA**

*Alleged Grounds for Discipline:* The Accusation alleged three causes for discipline: conviction of a substantially related crime, consumption of alcohol to an extent and/or in a manner injurious to himself and/or to the public, and impairment of ability to practice safely due to mental/physical illness affecting competency. Respondent admits that, at a hearing, the Board could establish a factual basis for the charges in the Accusation. Respondent agrees his license is subject to discipline pursuant to Sections 820 and 822 of the Business and Professions Code, by reason of a physical and/or mental illness affecting respondent's competency to practice. *Disposition:* By Stipulation, license voluntarily surrendered. Respondent may not petition for reinstatement of his license. Respondent shall not be eligible to file an application for a new license for a minimum of three years from the effective date of the decision. Should respondent ever reapply for licensure, respondent must meet all current requirements for licensure, including, but not limited to, filing a current application, meeting all current educational requirements, and taking and passing any and all written and oral examinations required of new applicants. All of the charges and allegations contained in Accusation No. DP-2004-435 will be deemed to be true, correct and admitted by respondent when the Board determines whether to grant or deny the license. In the event that respondent reapplies for licensure, the Board may require that respondent take and pass an oral competency examination and undergo a full medical and



psychiatric evaluation and that such examination and evaluations would be conditions precedent to resumption of his practice as a therapist. Respondent shall pay cost recovery in the amount of \$2,016.00 prior to the issuance of a new license. Effective 6/21/04.

**HUBBARD, CHERRLYNN MONEAKA**  
**ASW 15208, Oakland, CA**

*Grounds for Discipline:* Unprofessional conduct; conviction of a substantially related crime; commission of a substantially related dishonest act. *Disposition:* By Stipulation, registration revoked, revocation stayed with five years' probation. Upon successful completion of the licensure examinations and all other licensing requirements, a Clinical Social Worker license shall be issued to respondent, however, said license shall immediately be revoked, the order of revocation stayed and respondent placed on probation for the remaining period of the 5-year period of probation. Terms and conditions include successful completion of two semester units in law and ethics course work; psychotherapy; supervised practice; cost recovery of \$1,045.00. Effective 8/4/04.

**HUSTON, KATHLEEN WELLER**  
**MFC 16917, Hayward, CA**

*Alleged Grounds for Discipline:* The Accusation alleged unprofessional conduct, gross negligence and failure to maintain confidentiality as grounds for discipline. Respondent agreed that the charges and allegations, if proven at a hearing, constitute cause for imposing discipline. *Disposition:* By Stipulation, license revoked, revocation stayed with two years' probation. Terms and conditions include successful completion of law and ethics coursework, cost recovery of \$3,000.00. Effective 3/22/04.

**JONES, SALLY**  
**MFC 18390, Watsonville, CA**

*Grounds for Discipline:* Unprofessional conduct; engaging in an unprofessional dual relationship with a client; gross negligence. *Disposition:* By Stipulation, license revoked, revocation stayed with five years' probation and thirty days actual suspension. Terms and conditions include successful completion of two semester units of law and ethics coursework; supervised practice; successful completion of three semester units of coursework in dual relationships and boundaries; cost recovery of \$1,000.00. Effective 5/24/04.

**LEGAGNOUX, GERALD LOGAN**  
**LEP 1834, Santa Monica, CA**

*Alleged Grounds for Discipline:* The Accusation alleged acts of unprofessional conduct as cause for discipline. Respondent agreed that the charges and allegations, if proven at a hearing, constitute unprofessional conduct and cause for imposing discipline. *Disposition:* By Stipulation, license revoked, revocation stayed with two years' probation. Terms and

conditions include: complying with the Board of Psychology's probation monitoring program; successful completion of law and ethics coursework; cost recovery of \$3,000.00; successful completion of multiple role relationships and boundaries coursework. Effective 2/12/04.

**MARGOLIASH, ELIZABETH ANNE**  
**MFC 23051, Santa Rosa, CA**

*Alleged Grounds for Discipline:* The Accusation alleged four causes of discipline: gross negligence, intentionally or recklessly causing emotional harm to client, failure to maintain confidentiality and practicing beyond the scope of license. Respondent agreed that the charges and allegations, if proven at a hearing, would constitute cause for imposing discipline. *Disposition:* By Stipulation, license revoked, revocation stayed, with three years' probation. Terms and conditions include successful completion of two semester units of law and ethics coursework; successful completion of two semester units of coursework in boundaries; cost recovery of \$2,200.00; reimbursement of probation monitoring program's costs in the amount of \$1,200.00 per year. Effective 6/21/04.

### **Administrative Terminology**

**Charges:** The violations that the respondent has allegedly committed which are in the accusation.

**Respondent:** The licensee or registrant who is the subject of the disciplinary action.

**Revocation:** License or registration is canceled and the right to practice ended.

**Suspension:** Respondent prohibited from practicing for a specific period of time.

**Stayed:** Revocation or suspension postponed and respondent put on probation.

**Probation:** Respondent may continue to practice under specific terms and conditions.

**Voluntary Surrender:** Respondent turns in the license or registration while charges are still pending - right to practice is ended.

**Effective Decision Date:** Date the disciplinary decision goes into operation.

**Public Reprimand:** Respondent issued a letter of reprimand resulting from a disciplinary action or pursuant to B&P Code section 495.

**Writ of Mandate:** Respondent appealed decision to the superior court.

**Stay:** The Board or superior court ordered the Board's decision to not be enforced pending further action.

**MURDORF, WILLIAM LLOYD**  
**ASW 13929, N. Hollywood, CA**

*Grounds for Discipline:* Unprofessional conduct; conviction of a substantially related crime. *Disposition:* By Default, registration revoked. Effective 2/11/04.

**NAPOLIS, DIANA**  
**MFC 36844, La Mesa, CA**

*Alleged Grounds for Discipline:* The Accusation alleged unprofessional conduct and the conviction of a substantially related crime as causes for discipline. Respondent agreed that the charges and allegations, if proven at a hearing, constitute cause for imposing discipline. *Disposition:* By Stipulation, license revoked. In the event respondent petitions for reinstatement of her license, she agrees to pay \$500.00 cost recovery as a precondition of reinstatement. Effective 3/10/04.

**NEWMAN, STEVEN JAY**  
**LCS 9897, Henderson, NV**

*Grounds for Discipline:* Unprofessional conduct; disciplinary action taken by another state. *Disposition:* By Order, the Proposed Decision of the Administrative Law Judge was non-adopted effective April 29, 2003. By Decision After Non-adoption, license revoked, cost recovery of \$5,418.75, effective October 6, 2003. Respondent filed a Petition for Writ of Mandate on September 16, 2003. By Decision, respondent's Petition for Writ of Mandate, denied March 2, 2004. License Revoked. Effective 10/6/03.

**PRESTON, WILLIAM GARY**  
**MFC 30930, San Dimas, CA**

*Alleged Grounds for Discipline:* The Accusation alleged three causes for discipline: intentionally or recklessly causing emotional harm to clients, failure to maintain client confidentiality, and gross negligence or incompetence. Respondent understood that the charges and allegations, if proven at a hearing, would constitute cause for imposing discipline. *Disposition:* By Stipulation, license voluntarily surrendered. Respondent may not petition for reinstatement of his license. Should respondent ever reapply for licensure, respondent must meet all current requirements for licensure, including, but not limited to, filing a current application, meeting all current educational requirements, and taking and passing any and all written and oral examinations required of new applicants. Should respondent ever reapply for licensure as a Marriage and Family Therapist or should he ever apply for any other registration or licensure issued by the Board, or the Board of Psychology, all of the charges contained in Accusation No. MF-2003-713 shall be deemed admitted for the purpose of any Statement of Issues or other proceeding seeking to deny such application or reapplication. Respondent shall pay cost recovery in the amount of \$6,300.00 prior to issuance of a new license. Effective 9/27/04.

**SASS, TAMARA MARIE**  
**IMF 37458, Brentwood, CA**

*Grounds for Discipline:* Unprofessional conduct; conviction of a substantially related crime; administering to herself a controlled substance to the extent, or in a manner, as to be dangerous or injurious to herself or others; committing a sexually related crime. *Disposition:* By Default, registration revoked. Effective 1/7/04.

**SPICER, JOHN G.**  
**MFC 15655, La Mesa, CA**

*Grounds for Discipline:* Unprofessional conduct; gross negligence and incompetence. *Disposition:* By Stipulation, license voluntarily surrendered. Respondent shall not petition the Board for reinstatement of the surrendered license. Should respondent at any time after this surrender ever reapply to the Board for licensure, respondent must meet all current requirements for licensure including, but not limited to, filing a current application, meeting all current educational requirements, and taking and passing any and all written and oral examinations required of new applicants. Respondent understands that should he ever reapply for licensure as a Marriage Family Therapist or should he ever apply for other registration or licensure by the Board, or by the Board of Psychology, all the charges contained in Accusation No. DP-2003-108 shall be deemed true and correct when the licensing agency determines whether to grant or deny the application and for the purpose of any Statement of Issues or other proceeding seeking to deny such application or reapplication. Respondent shall pay the Board its costs of investigation and enforcement in the amount of \$3,000.00, prior to the issuance of a new license. Effective 1/1/04.

**THOMPSON, ALICE YIN-FUN**  
**MFC 2068, Irvine, CA**

*Grounds for Discipline:* Unprofessional conduct: substantially related dishonest, corrupt or fraudulent act; gross negligence. *Disposition:* By Stipulation, license voluntarily surrendered. Should respondent ever reapply for licensure, respondent must meet all then-current requirements for licensure including, but not limited to, filing a current application, meeting all then-current educational requirements, and taking and passing any and all written examinations required of new applicants. Respondent shall pay cost recovery in the amount of \$21,168.00 prior to issuance of any new license from the Board. Effective 9/27/04.

**VIGIL, YADIRA C. aka VIGIL-SLOBODY, YADIRA C.**  
**MFC 19215, Fair Oaks, CA**

*Grounds for Discipline:* Unprofessional conduct; gross negligence; incompetence. *Disposition:* By Stipulation, license revoked, revocation stayed, with three (3) years' probation. Terms and conditions include successful completion of two (2) semester units of law and ethics course work; supervised

practice; successful completion of three (3) semester units of course work in dual relationships/boundaries; cost recovery of \$3,000.00. Effective 9/27/04.

**WILMES-REITZ, JOYCE ELAINE**  
**MFC 20443, Calabasas, CA**

*Grounds for Discipline:* Unprofessional conduct; gross negligence and incompetence; intentionally or recklessly caused emotional harm to client. *Disposition:* By Stipulation, license revoked, revocation stayed, with three years' probation, to run concurrently with the probation term required by the Board of Psychology. Terms and conditions include: comply with Board of Psychology's Disciplinary Order of Accusation No. W263; successful completion of two semester units (or 30 hours) of coursework in law and ethics; cost recovery of \$5,000.00. Effective 4/16/04.

**ACCUSATION DISMISSED**

**MEYER, KELLY ANN**  
**MFC 28604, Santa Barbara, CA**

*Disposition:* Respondent's license was revoked effective June 24, 2002. Respondent filed a Petition for Writ of Administrative Mandamus on September 26, 2002, with the Superior Court for the County of Santa Barbara. On July 13, 2004, the Superior Court issued its Tentative Decision granting the Writ.

By Decision After Remand from Superior Court, the Board set aside and vacated its June 24, 2002 decision, dismissed the Accusation and Administrative proceedings in this matter and reinstated respondent's Marriage and Family Therapist license MFC 28604 contingent upon her compliance with all renewal requirements for reinstating her license, including payment of renewal fees (excluding delinquency fees) and evidence of compliance with continuing education requirements. Effective September 13, 2004

*Grounds for Dismissal:* The Superior Court, pursuant to its Statement of Decision in the matter, found that the weight of the evidence does not support a determination that the Board had clear and convincing evidence that respondent engaged in the practice of marriage and family therapy.

**APPLICATION FOR REGISTRATION**

**BIBBENS, ROSALIND JEWELL**  
**ASW Applicant, Seaside, CA**

*Grounds for Denial:* Unprofessional conduct; conviction of a substantially related crime. *Disposition:* By Stipulated Settlement and Order, application granted and registration issued subject to terms and conditions of probation. Respondent stipulated to revocation of her registration, revocation was stayed and respondent is placed on five years' probation. Terms and conditions include: successful completion of two semester

units of law and ethics coursework; psychotherapy; abstain from the use of controlled or illegal substances and alcohol; submit to biological fluid testing and samples; supervised practice. Also, upon successful completion of the licensure examinations and all other licensing requirements, a Clinical Social Worker license shall be issued to respondent; however, said license shall immediately be revoked, the revocation stayed and respondent placed on probation for the remaining period of the five-year period of probation on the same terms and conditions. Effective 6/21/04.

**DONIHUE, KIMBERLY MICHELLE**  
**MFT Intern Applicant, Santa Barbara, CA**

*Grounds for Denial:* Unprofessional conduct; conviction of a substantially related crime; administering to herself any controlled substance to the extent, or in a manner, as to be dangerous or injurious to herself or the public. *Disposition:* By Stipulated Settlement and Order, application granted and registration issued subject to terms and conditions of probation. Respondent stipulated to revocation of her registration, revocation was stayed and respondent is placed on five years' probation. Terms and conditions include: successful completion of law and ethics coursework; supervised practice; psychotherapy; remedial education of three semester units in alcohol/drug abuse coursework; rehabilitation program; abstain from use of controlled substances and alcohol; submit to biological fluid testing and samples. If, during the period of probation, respondent becomes licensed as a marriage and family therapist, the probation shall continue for the remainder of the five-year probation period on the same terms and conditions. Respondent may petition for early termination of probation after at least two years on probation. Effective 2/13/04.

**HOOVER, HOSSON D.**  
**MFT Intern Applicant, Sacramento, CA**

*Grounds for Denial:* Unprofessional conduct; conviction of a substantially related crime. *Disposition:* By Stipulated Settlement and Order, application granted and registration issued subject to terms and conditions of probation. Respondent stipulated to revocation of his registration, revocation was stayed and respondent is placed on three years' probation. Terms and conditions include successful completion of law and ethics coursework; supervised practice; psychotherapy. Upon successful completion of the licensure examination and all other licensing requirements, a license shall be issued, immediately revoked, revocation stayed, and respondent placed on probation for the remaining period of the three-year period of probation. Effective 3/11/04.

# BBS CHANGE OF ADDRESS REQUEST FORM

Please type or print clearly in ink. Be sure to provide all information. Allow 30 days for processing.

**LICENSE OR REGISTRATION NUMBER(S):** (indicate **all** BBS licenses and/or registrations and their types to which this change applies):

**NAME** (as it appears on your license or registration):

**SSN or FEIN** (not required of PCEs):

**FORMER ADDRESS:**  
CITY / STATE / ZIP:  
TELEPHONE:

**NEW ADDRESS:**  
CITY / STATE / ZIP:  
TELEPHONE:

*I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.*

**ORIGINAL SIGNATURE:**

**DATE:**

- ☐ I would like to order a replacement wall license or registration certificate that will reflect my new address - **\$20.00 FEE**.  
(Include the fee **and** your old license or registration certificate with this Change of Address Request Form. Requests for a replacement certificate received without the fee or certificate cannot be processed; however, your address will still be updated.)

*Please note that your address of record with the Board (the address displayed on your license, or registration) is public information and is released to the public upon request and will be placed on the Board's Web site.*

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